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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Hirofumi Akagi

Examiner: Bao Q. Vu

Serial No.: 10/568,772

Group Art Unit: 2838

Filed: February 21, 2006

Title: POWER CONVERTER, MOTOR DRIVE, BTB SYSTEM AND SYSTEM LINKING
INVERTER SYSTEM

PETITION FOR WITHDRAWAL OF FINALITY
OF THE OFFICE ACTION OF MAY 9, 2007

Mail Stop
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The Petition which follows is identical in text to the Request filed on June 1, 2007. Since the latter has not been answered by the examiner up to now, applicants prefer that the PTO treat this matter as a Petition under 37 CFR §1.81.

The examiner alleges that the prior amendment necessitated the new ground of rejection. However, this is not true. The prior amendment simply corrected the typographical error noted by the examiner in paragraph 1 of the office action of December 4, 2006. This typographical error had nothing to do with the basis for distinguishing the previously cited prior art. This was distinguished because "the AC sides of the fourth DC/AC converters and the plurality are connected in series... and this feature is not described in Berth et al." See page 6 of the response filed March 5, 2007.

The examiner has now supplemented his prior rejection by citing a reference which allegedly makes obvious such a series connection. Thus, the new reference simply alleges to fill

in the defect in the prior rejection which was defective in view of the previously pending claims and which defect was not at all affected by the typographical correction to the claim made in the last response.

Accordingly, the finality of the office action of May 9, 2007 is unjustified. It is respectfully requested that it be withdrawn.

The Commissioner is hereby authorized to charge any fees associated with this response or credit any overpayment to Deposit Account No. 13-3402.

Respectfully submitted,

Anthony J. Zelano, Reg. No. 27,969
Attorney/Agent for Applicant(s)

MILLEN, WHITE, ZELANO
& BRANIGAN, P.C.
Arlington Courthouse Plaza 1, Suite 1400
2200 Clarendon Boulevard
Arlington, Virginia 22201
Telephone: (703) 243-6333
Facsimile: (703) 243-6410

Attorney Docket No.: SEIWA-0017

Date: August 9, 2007

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